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CITY OF ANTIOCH and OFFICER
DESMOND BITTNER

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

All parties, by and through their respective counsel, hereby stipulate that Antioch Police Department Officer, Defendant Desmond Bittner, acted under color of law at all relevant

1 times identified in this lawsuit.

2 **IT IS SO STIPULATED.**

3
4 DATED: July 26, 2010 By: /s/ Jivaka Candappa

5 JIVAKA CANDAPPA

6 Attorney for Plaintiff

ONITA TUGGLES

7 DATED: July 26, 2010 MCNAMARA, DODGE, NEY, BEATTY, SLATTERY,
8 PFALZER, BORGES, & BROTHERS LLP
/s/ James Fitzgerald, III

9 By: _____
10 JAMES V. FITZGERALD, III
11 PETRA BRUGGISSER
12 Attorneys for Defendants
CITY OF ANTIOCH and
OFFICER DESMOND BITTNER

13
14 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

15
16 DATED: 08/05/10 _____

